

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Patrick Taylor et al.)
Serial No.: 09/665,018) Confirmation No.: 4902
Filed: September 19, 2000) GAU: 2136
For: Vulnerability Assessment and) Examiner: C.Colin
Authentication of a Computer by a)
Local Scanner)

TERMINAL DISCLAIMER IN APPLICATION

The owner, Internet Security Systems, Inc., of the entire interest in the above-identified present application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of copending U.S. Patent Application Serial No. 09/607,375 filed on June 30, 2000, entitled, "Method and Apparatus for Network Assessment and Authentication" (hereinafter, the "'375 application"). The owner hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that said patent and the '375 application (and any resultant patent from the '375 application) are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee of such patent, and its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent based on the copending '375 application, as presently shortened by any terminal disclaimer, in the

I hereby certify that this correspondence is being electronically transmitted to: Mail Stop RCE, The Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, Attn: Examiner C. Colin, GAU 2136, on July 24, 2006.

/SPW/

Steven P. Wigmore, Reg. No. 40,447

event that any patent based on the copending '375 application later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Authorization is hereby given to charge Deposit Account No. 11-0980 \$130 for the fees required by 37 CFR § 1.20(d) disclaimer.

The undersigned is an attorney of record and is authorized to sign on behalf of the owner.

If any issues remain that may be resolved by telephone, the Examiner is requested to call the undersigned at 404.572.2884.

Respectfully submitted,

/SPW/

Steven P. Wigmore

Reg. No. 40,447

July 24, 2007

King & Spalding LLP
34th Floor
1180 Peachtree Street, N.E.
Atlanta, Georgia 30309-3521
404.572.4600
K&S Docket: 05456.105007